

RULE IMPACT STATEMENT

Pursuant to the Administrative Procedures Act, Section 303(D) of Title 75 of the Oklahoma Statutes, the Oklahoma Department of Emergency Management ("OEM") hereby submits the following Rule Impact Statement for **PERMANENT** rule proposals for OAC Title 145, Department of Emergency Management, Chapter 10, Disaster Relief Programs to Political Subdivisions.

Brief Description of the Purpose of the Proposed Rules:

Proposed amendments provide revisions to the State Public Assistance Program. Proposed amendments to Section 145:10-5-4 establish a maximum of one Gubernatorial Declaration per Grantee in a calendar year, a maximum State share of one hundred thousand dollars (\$100,000.00) per Grantee in a calendar year, cost share responsibilities for the Grantee and the State, and limitations of eligibility due to delinquency and time limitations for requests. Proposed amendments to Section 145:10-7-3 identify entities eligible for funding through the State Public Assistance Program. Proposed amendments to all subchapters provide an update to the agency acronym, from "ODCEM" to "OEM".

Description of the classes of persons who most likely will bear the costs of the proposed rule, and any information on cost impacts received by the Agency from any private or public entities:

Proposed amendments serve an administrative function to clarify existing rules for the existing State Public Assistance Program. As a result, no additional costs or economic impacts will be received by any private or public entities.

Description of the classes of persons who will benefit from the proposed rule:

As amended, proposed rules provide priority and eligibility of the State Public Assistance Program to incorporated cities, towns and counties affected by disaster and unable to handle costs associated with the response to, recovery from, or mitigation against said disaster and unable to receive Federal disaster assistance.

Description of the probable economic impact of the proposed rule upon affected classes of persons or political subdivisions, including a listing for all fee changes and, whenever possible, separate justification for each fee change:

While proposed rules limit eligibility based on delinquency, no economic impacts are expected to be received by incorporated cities, towns or counties. No additional fees are being imposed through amendments to existing rules.

The probable costs and benefits to the Agency and to any other agency of the implementation and enforcement of the proposed rule, the source of revenue to be used for implementation and enforcement of the proposed rule, and anticipated effect on state revenues, including a projected net loss or gain in such revenues if it can be projected by the agency:

Proposed amendments serve an administrative function to clarify existing rules for the existing State Public Assistance Program. As a result, no additional costs or economic impacts are anticipated due to enforcement or implementation of this policy by the Department of Emergency Management or other agencies.

A determination of whether implementation of the proposed rule will have an economic impact on any political subdivision or require their cooperation in implementing or enforcing the rule:

Proposed amendments serve an administrative function to clarify existing rules for the existing State Public Assistance Program. As a result, no additional costs or economic impacts are anticipated to incorporated cities, towns, and counties.

A determination of whether implementation of the proposed rule may have an adverse economic effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act:

No anticipated adverse economic effect has been determined as a result of implementation of the proposed rules.

An explanation of the measures the agency has taken to minimize compliance costs and a determination of whether there are less costly or nonregulatory methods or less intrusive methods for achieving the purpose of the proposed rule:

This rule has no effect on compliance costs or regulatory methods. Proposed amendments serve an administrative function to clarify existing rules for the existing State Public Assistance Program.

A determination of the effect of the proposed rule on the public health, safety and environment and, if the proposed rule is designed to reduce significant risks to the public health, safety and environment, an explanation of the nature of the risk and to what extent the proposed rule will reduce the risk:

Effects of the proposed rules include ensuring emergency funding is available for incorporated cities, towns, and counties should resources be exceeded related to, and following, disaster. Emergency funding, as provided by the State Public Assistance Program, is designed to preserve life safety, public health, and maintain public safety.

A determination of any detrimental effect on the public health, safety and environment if the proposed rules are not implemented:

Failure to implement proposed rules may result in limited or delayed funding available for exigent incorporated cities, towns, and counties.

Date the rule impact statement was prepared and the date modified:

Prepared: January 31, 2017

Modified:

Prepared by:

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